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II

110TH CONGRESS
1ST SESSION

S. 2056

To amend title XVIII of the Social Security Act to restore financial stability to Medicare anesthesiology teaching programs for resident physicians.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 17, 2007

Mr. ROCKEFELLER (for himself, Mr. KYL, Mrs. McCASKILL, Mr. VITTER, Ms. SNOWE, Mr. COBURN, Mrs. DOLE, Mr. DOMENICI, Mr. INHOFE, Mr. COLEMAN, Mr. CORNYN, Mr. MARTINEZ, Mr. HAGEL, Mr. COCHRAN, and Mr. LOTT) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XVIII of the Social Security Act to restore financial stability to Medicare anesthesiology teaching programs for resident physicians.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Medicare Anesthesi-
5 ology Teaching Funding Restoration Act of 2007”.

1 **SEC. 2. SPECIAL PAYMENT RULE FOR TEACHING ANESTHE-**
2 **SIOLOGISTS.**

3 Section 1848(a) of the Social Security Act (42 U.S.C.
4 1395w-4(a)) is amended—

5 (1) in paragraph (4)(A), by inserting “except as
6 provided in paragraph (5),” after “anesthesia
7 cases,”; and

8 (2) by adding at the end the following new
9 paragraph:

10 “(5) SPECIAL RULE FOR TEACHING ANESTHE-
11 SIOLOGISTS.—With respect to physicians’ services
12 furnished on or after January 1, 2008, in the case
13 of teaching anesthesiologists involved in the training
14 of physician residents in a single anesthesia case or
15 two concurrent anesthesia cases, the fee schedule
16 amount to be applied shall be 100 percent of the fee
17 schedule amount otherwise applicable under this sec-
18 tion if the anesthesia services were personally per-
19 formed by the teaching anesthesiologist alone and
20 paragraph (4) shall not apply if—

21 “(A) the teaching anesthesiologist is
22 present during all critical or key portions of the
23 anesthesia service or procedure involved; and

24 “(B) the teaching anesthesiologist (or an-
25 other anesthesiologist with whom the teaching
26 anesthesiologist has entered into an arrange-

- 1 ment) is immediately available to furnish anes-
2 thesia services during the entire procedure.”.

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